

SEP 22 2005

PATENT

Docket No. 285.00210101

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): SHARMA et al.) Group Art Unit: 2666
Serial No.: 09/768,748) Examiner: TON, Dang T.
Confirmation No.: 3864)
Filed: January 24, 2001)
For: COMPUTER-BASED MULTI-MEDIA COMMUNICATIONS SYSTEM AND
METHOD

FACSIMILE TRANSMISSION TO THE PTO

Commissioner for Patents
Mail Stop Amendment
P.O. Box 1450
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DISCLOSURE STATEMENT, 1449 FORMS, TRANSMITTAL
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Mueting, Raasch & Gebhardt, P.A.

Customer Number: 26813

22 Sept 2005
Date

By: 

Mark J. Gebhardt

Reg. No. 35,518

Direct Dial (612)305-1216

CERTIFICATE UNDER 37 C.F.R. §1.8: The undersigned hereby certifies that this Facsimile Cover Sheet and the paper(s), as described hereinabove, are being transmitted by facsimile in accordance with 37 CFR §1.6(d) to the Patent and Trademark Office addressed to the Commissioner for Patents, Mail Stop Amendment, P.O. Box 1450, Alexandria, VA 22313-1450, on this 22 day of Sept, 2005, at 4:00 p.m. (Central Time).

9-22-05
Date

Signature: Name: Sandy Truehart

If you do not receive all pages, please contact us at (612)305-1220 (ph) or (612)305-1228 (fax).

SEP 22 2005

PATENT
Docket No. 285.00210101IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): SHARMA et al.) Group Art Unit: 2666
Serial No.: 09/768,748) Examiner: TON, Dang T.
Confirmation No.: 3864)
Filed: January 24, 2001)
For: COMPUTER-BASED MULTI-MEDIA COMMUNICATIONS SYSTEM AND METHOD

COMMUNICATION TO EXAMINER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant's wish to bring to the Examiner's attention, an Information Disclosure Statement, which was originally filed on January 9, 2004 and entered into PAIR on that date, for the above-identified patent application. A stamped returned postcard was received by the Applicant (copy attached). However, the Information Disclosure Statement filed on January 9, 2004, was not entered into the Image File Wrapper, for the above-identified patent application, and therefore not considered by the Examiner. Applicant's resubmit herewith, per Examiner's instructions, the Information Disclosure Statement as filed on January 9, 2004.

In compliance with the duty imposed by 37 C.F.R. § 1.56, and in accordance with C.F.R. §§ 1.97 *et. seq.*, the documents listed on the 1449 forms are brought to the attention of the Examiner as possibly being of interest in connection with the above-identified patent application. Per M.P.E.P. § 609, the information cited in the present Information Disclosure Statement shall not be construed to be an admission that the information is, or is considered to be, material to patentability. Consideration of each of the documents listed on the attached 1449 form(s) is respectfully requested. Pursuant to the provisions of M.P.E.P. § 609, Applicants further request that a copy of the 1449 form(s), marked as being considered and initialed by the Examiner, be returned with the next Official Communication.

Communication to Examiner

Page 2 of 2

Applicant(s): SHARMA et al.

Serial No.: 09/768.748

Confirmation No.: 3864

Filed: January 24, 2001

For: COMPUTER-BASED MULTI-MEDIA COMMUNICATIONS SYSTEM AND METHOD

Applicant's believe that no fee is due, as the Information Disclosure Statement was originally filed prior to the receipt of any action on the merits. However, in the event a fee is due, please charge any fees or credit any overpayment, to Deposit Account No. 13-4895. Please contact Applicants' Representative at the below-listed telephone number with any questions.

CERTIFICATE UNDER 37 C.F.R. 1.8:

The undersigned hereby certifies that this paper is being transmitted by facsimile in accordance with 37 CFR §1.6(d) to the Patent and Trademark Office, addressed to Commissioner for Patents, Mail Stop Amendment, P.O. Box 1450, Alexandria, VA 22313-1450, on this

22 day of Sept, 2005, at 4:00 pm (Central Time).

Sandy Truehart
Name: Sandy Truehart

22 Sept 2005
Date

MJG/sjt

Respectfully submitted for

Multi-Tech Systems, Inc.

By

Mueiting, Raasch & Gebhardt, P.A.

P.O. Box 581415

Minneapolis, MN 55458-1415

Telephone (612)305-1220

Facsimile (612)305-1228

Customer Number 26813

By: 

Mark J. Gebhardt

Reg. No. 35,518

Direct Dial (612)305-1216

COPY

Receipt is hereby acknowledged for the following in the U.S. Patent and Trademark Office:

Applicant(s): Sharma et al.
Serial No.: 09/768,748
Confirmation No.: 3864
Filed: 24 January 2001
Title: COMPUTER-BASED MULTI-MEDIA COMMUNICATIONS
SYSTEM AND METHOD

Enclosed: An Information Disclosure Statement (2 pgs); 1449 Forms (5 pgs);
copies of 46 documents cited on the 1449 forms; a copy of U.S. Patent 5,309,434;
and transmittal document (in triplicate).

Mailed: 1-9-04
Express Mail Label: EV 405458363 US
Docket: 285.00210101

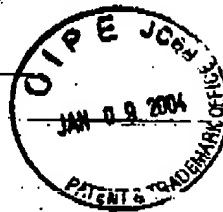
MJG/sjt

Receipt is hereby acknowledged for the following in the U.S. Patent and Trademark Office:

Applicant(s): Sharma et al.
Serial No.: 09/768,748
Confirmation No.: 3864
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Title: COMPUTER-BASED MULTI-MEDIA COMMUNICATIONS
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Mailed: 1-9-04
Express Mail Label: EV 405458363 US
Docket: 285.00210101



MJG/sjt

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EV405458363

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): SHARMA et al. Group Art Unit: 2661
 Serial No.: 09/768,748 Examiner: Unknown
 Filed: 24 January 2001 Docket No.: 285.0021 0101
 Confirmation No.: 3864
 Title: COMPUTER-BASED MULTI-MEDIA COMMUNICATIONS SYSTEM AND METHOD

Assistant Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

COPY


We are transmitting the following documents along with this Transmittal Sheet (which is submitted in triplicate):

- ☒ An itemized return postcard.
☐ A Petition for Extension of Time for ___ month(s) and a check in the amount of \$___ for the required fee.
☒ An Information Disclosure Statement (2 pgs); 1449 forms (5 pgs); and copies of 46 documents cited on the 1449 forms.
☐ A check in the amount of \$___, for ___.
☐ A certified copy of a ___ application, Serial No. __, filed ____, the right of priority of which is claimed under 35 U.S.C. §119.
☒ Other: Copy of U.S. Patent 5,309,434
☐ Amendment ___ No Additional fee is required. ___ The fee has been calculated as shown:

Fee Calculation for Claims Pending After Amendment					
	Pending Claims after Amendment (1)	Claims Paid for Earlier (2)	Number of Additional Claims (1-2)	Cost per Additional Claim	Additional Fees Required
Total Claims				x \$18 =	
Independent Claims				x \$84 =	
One or More New Multiple Dependent Claims Presented? If Yes, Add \$280 Here →					
Total Additional Claim Fees Required					

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers and please charge any additional fees or credit overpayment to Deposit Account No. 13-4895. Triplicate copies of this sheet are enclosed.

MUETING, RAASCH & GEBHARDT, P.A.
 Customer Number: 26813

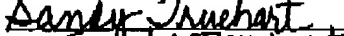
By: 
 Mark J. Gebhardt
 Reg. No.: 35,518
 Direct Dial: 612-305-1216
 Facsimile: 612-305-1228

CERTIFICATE UNDER 37 CFR §1.10:

"Express Mail" mailing label number: EY 405458363 US

Date of Deposit: 1-9-04

I hereby certify that the Transmittal Letter and the paper(s) and/or fee(s), as described hereinabove, are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By: 
 Name: Sandy Truehart

(LARGE ENTITY TRANSMITTAL UNDER RULE 1.10)

PATENT
Docket No. 285.00210101

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): SHARMA et al.) Group Art Unit: 2661
Serial No.: 09/768,748) Examiner: Unknown
Confirmation No.: 3864)
Filed: January 24, 2001)
For: **COMPUTER-BASED MULTI-MEDIA COMMUNICATIONS SYSTEM AND METHOD**

COPY

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In compliance with the duty imposed by 37 C.F.R. § 1.56, and in accordance with C.F.R. §§ 1.97 *et. seq.*, the materials enclosed herewith are brought to the attention of the Examiner as possibly being of interest in connection with the above-identified patent application. Per M.P.E.P. § 609, the information cited in the present Information Disclosure Statement shall not be construed to be an admission that the information is, or is considered to be, material to patentability. Consideration of each of the documents listed on the attached 1449 form(s) is respectfully requested. Pursuant to the provisions of M.P.E.P. §609, Applicants further request that a copy of the 1449 form(s), marked as being considered and initialed by the Examiner, be returned with the next Official Communication.

Applicants wish to bring to the Examiner's attention a U.S. Patent which was listed with an incorrect patent number on a previously submitted 1449 form (filed on 09/02/03). U.S. Patent No. 5,309,434 (Maekawa) was listed incorrectly as U.S. Patent 4,309,433. Applicants believe the correct patent was submitted with the Information Disclosure Statement filed on 09/02/03, however, for the convenience of the Examiner, the Applicants have enclosed a copy of the correct U.S. Patent 5,309,434.

Information Disclosure Statement

Page 2

Serial No. 09/768,748

Confirmation No. 3864

COMPUTER-BASED MULTI-MEDIA COMMUNICATIONS SYSTEM AND METHOD

Further, applicants wish to bring to the Examiner's attention, that the source of at least many of the miscellaneous "Product Catalog" pages (24 pages in the first instance and 100 pages in the second instance) listed on page 36 of the previously submitted 1449 appear to be from one or more editions of Jane's Military Communications (e.g., 1988-93) as listed in many of the Prior Art Statements previously submitted from the previously disclosed litigation.

It is believed that no fee is due, as this Information Disclosure Statement is filed prior to the receipt of any Action on the merits. However, in the event a fee is due, please charge any fee or credit any overpayment to Account No. 13-4895.

The Examiner is invited to contact Applicants' Representatives at the below-listed telephone number, if they can be of any assistance during prosecution of the present application.

CERTIFICATE UNDER 37 C.F.R. 1.10:

The undersigned hereby certifies that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

"Express Mail" mailing label number:
EV 405458363 US

Date of Deposit: 1-9-04

Sandy Truehart
Name: Sandy Truehart

9 Jan 2004
Date

MJG/sjt

Respectfully submitted for
SHARMA et al.

By
Mueeting, Raasch & Gebhardt, P.A.
P.O. Box 581415
Minneapolis, MN 55458-1415
Phone: (612)305-1220
Facsimile: (612)305-1228
Customer Number 26813

By: [Signature]
Attorney: Mark J. Gebhardt
Reg. No. 35,518
Direct Dial (612)305-1216

INFORMATION DISCLOSURE STATEMENT	Atty. Docket No.: 285.0021 0101	Serial No.: 09/768,748
	Applicant(s): SHARMA et al.	Confirmation No.: 3864
	Application Filing Date: 01/24/01	Group: 2661
	Information Disclosure Statement mailed:	

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U.S. PATENT DOCUMENTS

Examiner Initial	Copy Enclosed	Document Number	Date	Name	Class	Subclass	Filing Date If Appropriate
	✓	5,309,434	05/03/94	Mackawa			

FOREIGN PATENT DOCUMENTS

Examiner Initial	Document Number	Date	Country	Class	Subclass	Translation	
						Yes	No

OTHER DOCUMENTS (Including Authors, Title, Date, Pertinent Papers, etc.)

Examiner Initial	Copy Enclosed	Document Description
	✓	CYLINK Secured Wireless Network. CYLINK/MICOM AT NETWORKLD. Illustration. Cylink Booth No. 3574. Micom Booth No. 1839. 1 page. Undated and Labeled MT46808
	✓	Data/Voice Internetwork Node. "The Integrated Network". Micom. 6 Pages. Undated and Labeled MT46900-905
	✓	LEWIS JAMES ENTERPRISES, November 29, 1993. Illustration. 1 page. Labeled MT46817
	✓	MICOM Letter (Rev. 10/90). 1 Page. Undated and Labeled MT69478
	✓	MICOM Product Information Sheets. 2 Pages. Undated and Labeled MT69479-80.
	✓	MICOM Product Information Sheets. 6 Pages. Undated and Labeled MT69481-86.
	✓	MICOM Product Information Sheets. 2 Pages. Undated and Labeled MT69487-88.
	✓	MICOM Product Information Sheets. 6 Pages. Undated and Labeled MT46877-82.

EXAMINER	Date Considered
<small>* Examiner: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.</small>	

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	Applicant(s): SHARMA et al.	Confirmation No.: 3864
	Application Filing Date: 01/24/01	Group: 2661
	Information Disclosure Statement mailed:	

Examiner Initial	Copy Enclosed	Document Description
	✓	MICOM Communications Corp. Corporate Background. 6 Pages. Undated and Labeled MT46779-84
	✓	MICOM Customer Profile, "Continental Cablevision Tunes Into Cost-Savings with Marathon". 2 Pages. Undated and Labeled MT69551-52
	✓	MICOM Customer Profile, "Switch to Marathon Saves Thousands for Sager Electrical Supply Co.", 2 Pages. Undated and Labeled MT69553-54
	✓	MICOM Customer Profile, "Visone Motors Revs Up with Marathon". 2 Pages. Undated and Labeled MT69555-56
	✓	MICOM Brochure. "Warning: There May be an Embezzler in your Company!" Get Marathon and Stop Losing Money. 2 Pages. Undated and Labeled MT46805-06
	✓	MICOM Brochure "Hotline Application Assistance". 4 Pages. Undated and Labeled MT69543-46
	✓	MICOM Reports on Data/VOICE Products, Trends and Applications, NETWORKING NEWS, November 1993. "MICOM Announces New DVI Products for Multi-Site Networking". Pages 1-8. Labeled MT46791-800
	✓	MICOM News Release, September 25, 1990 Simi Valley, CA. "Micom Announces the Marathon 5K for Long-Distance Networking". 4 Pages. Labeled MT69474-77.
	✓	MICOM News Release, October 5, 1993. Live at Networld Dallas, Booth #1839. "Multi-Site Integrated Internetworking for Seamless LAN/VOICE/FAX Connectivity, and Industry First". 3 pgs. Labeled MT69518-20.
	✓	MICOM NEWS. Up-Close with Pete Oliver of PremierePage. NETWORK. March/April 1994. 4 Pages. Labeled MT69513-16.
	✓	MICOM Product Sheet. MARATHON 1K "Data/Voice Network Feeder". 1 pg. Undated and Labeled MT69512.
	✓	MICOM Brochure. In the Last Year, Companies like your have saved millions of dollars....Find out How Network Integration can Save you Big Money. 3 Pages. Undated and Labeled MT69509-11

EXAMINER	Date Considered
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	Applicant(s): SHARMA et al.	Confirmation No.: 3864
	Application Filing Date: 01/24/01	Group: 2661
	Information Disclosure Statement mailed:	

Examiner Initial	Copy Enclosed	Document Description
	✓	MICOM Brochure. "Run Our Marathon" Marathon 5K. A Supplement to the October, 1990 Issue. 3 Pages. Labeled MT46747-49
	✓	MICOM Brochure - Marathon 5K. Locations. 11 Pages. Undated and Labeled MT69463-73
	✓	MICOM Brochure. "Netrunner" 10 Pages. Undated and Labeled MT69450, MT69453-61
	✓	MICOM Brochure. "Cell Relay for Sub T1/E1" Data, Voice, Fax and LAN Integration. 2 Pages. Undated and Labeled MT69597-98
	✓	MICOM Brochure "MICOM Digital Direct Series T1", Marathon and NetRunner Integration Products. 4 Pages. Undated and Labeled MT69591-94
	✓	MICOM Brochure, "Software Release 5.0" Voice, Fax, Data, LAN Integration. 2 Pages. Undated and Labeled MT69595-96
	✓	MICOM Brochure, "NetRunner Integration Routers" The Next Step in Multiprotocol Routing. 17 Pages. Undated and Labeled MT69576-601
	✓	MICOM General Price List Domestic, December 1993. Labeled MT47070-88
	✓	MICOM - Marathon - Remote LAN Bridge User's Manual. Model 5000RLB/3, Stock No. 800-1768-30. Rev. A. June 1993. Labeled MT68881-69000
	✓	MICOM Brochure. A New Era of Wide Area Networking. "Free Voice and Fax Over Low-Cost Wans". 11 Pages. Undated and Labeled MT69850-60
	✓	MICOM Applications Guide. "Integrated Networking Over Low Cost Wans". 1991 MICOM Communications Corporation. Labeled MT69774-804
	✓	MICOM Brochure. "Voice over Frame Relay". 4 Pages. Undated and Labeled MT69805-08

EXAMINER	Date Considered
<small>*Examiner: Initial if citation considered, whether or not citation is in conformance with 35PEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.</small>	

INFORMATION DISCLOSURE STATEMENT	Atty. Docket No.: 285.0021 0101	Serial No.: 09/768,748
	Applicant(s): SHARMA et al.	Confirmation No.: 3864
	Application Filing Date: 01/24/01	Group: 2661
	Information Disclosure Statement mailed:	

Examiner Initial	Copy Enclosed	Document Description
	✓	MICOM. Marathon. Voice/Fax Module. Users Manual. Stock Number 800-1747, Rev. C. December 1991. MT69359-448. <ul style="list-style-type: none"> Addendum Stock Number 801-1747-103, Rev. A. Voice/Fax Module. International Input Impedance, December 1991. Labeled MT69337-41 Addendum Stock Number 801-1747-102, Rev. A. Input Level Attenuation Addendum, October 1991. Labeled MT69346-49 Addendum Stock Number 801-1747-101, Rev. A. Voice/Fax Module. Terminal Block Installation Addendum. September 1991. Labeled MT69333-36
	✓	MICOM. Marathon. A Data/Voice Network Server. Network Management System Module User's Manual. Stock Number 800-1748, Rev. C. December 1991. Labeled MT69287-332
	✓	MICOM. Marathon 5K. A Data/Voice Network Server. Startup Guide. Stock Number 800-1745, Rev. B. December 1991. Labeled MT64696-64793
	✓	MICOM. Marathon 5K. A Data Voice Network Server. Users Manual. Stock Number 800-1705, Rev. A. January 1991. Labeled MT69001-69282 <ul style="list-style-type: none"> Fax Addendum. Stock Number 801-1705-101, Rev. A. January 1991. Labeled MT69283-86
	✓	PRODUCT WATCH, "Micom Leads in the Multiport Bridging Race", 16. HP Professional. 1 page. Undated and Labeled MT46656
	✓	Netrunner Shoots High and Low. LAN COMPUTING, 16. September 1993, 1 page. Labeled MT-69602
	✓	Busse. "Marathon Integrates Traffic" Voice, fax, and LAN data can be sent over one line. April 19, 1993 Infoworld. Labeled MT06141
	✓	Csenger. NETWORK WORLD. "Micom boosts voice compression, adds fax feature to muxes". November 7, 1994. 1 page. Labeled MT46914
	✓	Feltman. "A Free Ride for Data". April 1994 LAN Magazine. Pgs. 67-77. Labeled MT69895
	✓	Guy. "Rapid Relay Technology". The Foundation of MICOM's Data/Voice Network Servers and Data/Voice Internetwork Nodes. Undated and Labeled MT69809-41

EXAMINER	Date Considered
<small>*Examiner: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.</small>	

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	Application Filing Date: 01/24/01	Group: 2661
	Information Disclosure Statement mailed:	

Examiner Initial	Copy Enclosed	Document Description
	✓	Guy. "Supplemental Technology Overview". MICOM Communications Corp. Simi Valley, CA. Undated and Labeled MT46725-35
	✓	Guy. "Fast Packet Multiplexing: A Technical Overview". MICOM Communications Corp. Simi Valley, CA. Undated and Labeled MT46708-16
	✓	Newton. Brochures. "Every Man's Network", including "The Network Goes Digital", "Understanding the New Networking", "Some Case Studies", "Commonly Asked Networking Questions", "How to Manage a Network", "A Networking Glossary". Pages 4-19. Undated and Labeled MT69492-507
	✓	Phillips. "Branch-Office Muxes Make every Kbit Count". Multiplexers. Data Communications, November 21, 1990. Pages 75-80. Labeled MT69882-887

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